12th August 1965]

THE HON. SRI R. VENKATARAMAN : Mr. Chairman, Sir, I move—

"That the Madras (Transferred Territory) Extension of Laws Bill, 1965 (L.A. Bill No. 26 of 1965), as passed by the Assembly, be passed".

MR. CHAIRMAN : The question is—

"That the Madras (Transferred Territory) Extension of Laws Bill, 1965 (L.A. Bill No. 26 of 1965), as passed by the Assembly, be passed".

The motion was put and carried and the Bill was passed.

(5) THE COTTON GINNING AND PRESSING FACTORIES (MADRAS AMENDMENT) BILL, 1965 (L.A. BILL NO. 28 OF 1965).

THE HON. SRI P. KAKKAN : Mr. Chairman, I move—

"That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill [a], 1965 (L.A. Bill No. 28 of 1956) as passed the Assembly, be taken into consideration".

The Cotton Ginning and Pressing Factories Act, 1925 (Central Act XI of 1925), provides for the regulation of the ginning of cotton in Seed (kapas) and the pressing of cotton lint with a view to prevent malpractices which are injuries to the quality and reputation of Indian cotton.

In August 1960, the Cotton Ginning and Pressing Factories Sub-Committee considered and approved the various suggestions made by the East India Cotton Association regarding cotton trade. One of the suggestions made by the Association was that the presence of cakes inside the pressed bales might be regarded as proof of watering, as proof of watering of cotton was not possible after lapse of time. The sub-committee recommended the suggestion to the State Government for necessary action.

Section 3-B of the Cotton Ginning and Pressing Factories Act, 1925 (Central Act XI of 1925), as amended by the Cotton Ginning and Pressing Factories (Madras Amendment) Act, 1948 (Madras Act XXV of 1948), penalises the ginning or pressing of cotton which is either watered or admixed with cotton leaf or cotton seed or contains any foreign substance. Section 3-C of the Act lays down a presumption to the effect that cotton shall be deemed to be watered if it is certified by the prescribed authority to contain moisture in excess of the normal quantity in a given quantity of cotton. The Government have carefully considered the suggestion of the East India Cotton Association regarding the proof of watering of cotton and decided to amend the Act to provide that cotton shall be deemed to be watered if it contains cakes of patches and

[a] Printed as Appendix VI on page 663 infra.

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to lay down a presumption to the effect that a certificate given by the prescribed authority as to the presence of cakes or patches shall, until the contrary is proved, be presumed to be correct. The Bill seeks to amend section 3-C of Central Act XII of 1925 as applicable to this State to give effect to the above decision.

MR. CHAIRMAN: Motion moved—

"That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L.A. Bill No. 28 of 1965), as passed by the Assembly, be taken into consideration".

* திரு. எஸ். கே. சம்பந்தன்: கனம் தலைவா அவர்களே, இந்த
4-10 p.m. மாதிரி தவறுகள் செய்வதைக் கண்டுபிடிக்கவரும் சட்டத்தை நான் வரவேற்கிறேன். அதற்காக அரசாங்கத்தையும் பாராட்டுகிறேன். இருந்தாலும் இந்த மாதிரி தவறுதல்கள், அதிலும் குறிப்பாக காட்டன் ஜின்னிங் பேக்டரியிலே ஏற்படும் தவறுகள் தாமாகவே ஏற்படக்கூடியவைகளும் உண்டு. அதற்காக விலக்கு ஒரு பர்சன்டேஜ் அரசாங்கத்திலே இருக்கிறது. அலுவலர்கள் பார்த்துக் கொள்பவர்கள் என்றாலும், அதிலே அதிக தவறுகள் உத்தியோகஸ்தர்கள் செய்கிறார்கள். அதற்கு அரசாங்கம் ஏதாவது தக்க ஏற்பாடுகள் செய்யவேண்டும். அலுவலர்களுக்கு நல்ல உத்தரவு போடவேண்டும். இயற்கையாகவே வருகிற பர்சென்டேஜில் ஒன்று, அரை கூடுதலாகவே இருந்தாலும், ஏதாவது காரணம் வைத்து குறிப்பிட்டவரைத் தண்டிக்க வேண்டும் என்று நடவடிக்கை எடுக்கிறார்கள். அதையெல்லாம் தவிர்க்க உத்தரவு போடவேண்டுமென்று கேட்டுக்கொண்டு, இதைக் கொண்டுவந்ததற்காக மீண்டும் அரசாங்கத்தைப் பாராட்டுகிறேன்.

கனம் திரு. பி. கக்கன்: கனம் சேர்மன் அவர்களே, நல்ல நோக்கத்தோடுதான் இந்த மசோதா கொண்டு வரப்படுகிறது. அதிகாரிகளும் நல்ல நோக்கத்தோடுதான் நிறைவேற்றவேண்டுமென்று பாடுபடுவார்கள் என்று நம்புகிறேன். வரும் முன்பே அதிகாரிகள் மீது அவநம்பிக்கை படக்கூடாது. அரசாங்கம் என்ன கட்டளை இடுகிறதோ அதற்காகப் பாடுபடவேண்டும். விவசாயப் பெருங்குடி மக்களையும், பஞ்சு வியாபாரம் செய்யும் வியாபாரிகளையும் எந்தவிதமான அபிப்பிராய பேதத்தோடும் வேண்டுமென்றே தண்டனைக்கு ஆளாக்க மாட்டார்கள் என்ற எண்ணத்தை மதிப்பிற்குரிய அங்கத்தினர் சம்பந்தன் அவர்களுக்குத் தெரிவித்துக்கொண்டு இதை நிறைவேற்றித் தருமாறு கேட்டுக் கொள்கிறேன்.

MR. CHAIRMAN: The question is—

"That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L. A. Bill No. 28 of 1965), as passed by the Assembly, be taken into consideration".

12th August 1965]

The motion was put and carried and the Bill was taken into consideration.

Clause 2 was put and carried.

Clause 1, the Long Title and the Enacting Formula were put and carried.

THE HON. SRI P. KAKKAN : Mr. Chairman, Sir, I move—

'That the Cotton Ginning and Pressing Factories (Madras Amendmeint) Bill, 1965 (L.A. Bill No. 28 of 1965) as passed by the Assembly, be passed'.

MR. CHAIRMAN : The question is—

'That the Cotton Ginning and Pressing Factories (Madras Amendment) Bill, 1965 (L. A. Bill No. 28 of 1965), as passed by the Assembly, be passed'.

The motion was put and carried and the Bill was passed.

(6) THE MADRAS AGRICULTURAL PRODUCE MARKETS (AMENDMENT) BILL, 1965 (L.A. BILL NO. 19 OF 1965).

THE HON. SRI P. KAKKAN : Sir, I move—

'That the Madras Agricultural Produce Markets (Amendment) Bill,[a] 1965 (L.A. Bill No. 19 of 1965) as passed by the Assembly, be taken into consideration.'

Sir, at present, the Market Committes are governed by the Madras Agricultural Produce Markets Act, 1959 (Madras Act 23 of 1959) and the rules made thereunder. The elections of members to the Market Committees set up in every notified area under the said Act have to be conducted in the manner laid down under section 8 of the Act. The notified area is co-terminous with a Revenue district. According to sub-section (2) of section 8 the electorates electing the members to the Market Committees from among the persons comprising them are two-fold, namely, (1) that of producers of the notified agricultural produce in the notified area and (2) that of persons licensed under sub-section (1) of section 6 in the notified area in respect of notified agricultural produce. According to sub-section (3) of section 8 the electorate of producers of the notified agricultural produce, shall elect nine members among themselves and the electorate of persons licensed under sub-section (1) of section 6, shall elect four members from among themselves to the Market Committees. In other words, elections of Members to the Market Committees have to be held treating each of the electorate of producers and that of licensees, as a single constituency for the entire notified area. The Government have been receiving numerous representations to the effect that this procedure of election of representatives is cumbersome

[a] Printed as Appendix VII on pages 638–669 infra.